IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.293 OF 2006
IN
SUIT NO.256 OF 2006

Super Novel Fire Protection Appliances Pvt. Ltd. ...Plaintiffs

V/s.

Dr. Alka Nityanath Mandke & Ors. ...Defendants

Mr. P.M. Shah, Advocate, for the Plaintiffs.

Mr. J. Shekhar, Advocate, for Defendant Nos.1, 2 & 4.

CORAM : S.J. VAZIFDAR, J.
DATED ; 28TH AUGUST, 2006.

P.C. :

. The learned counsel appearing on behalf of Defendant No.4 states that at present Defendant No.4 has no intention of selling the suit flat. The statement is accepted.

2. He further states that in the event of the Defendant No.4 desiring to sell the said flat, he will give the Plaintiff's advocate two weeks notice in writing.

3. In view of this statement, I did not consider it necessary to permit the Defendants to file an

affidavit-in-reply.

4. It is however made clear that this order will not restrain Defendant No.4 from giving out the suit flat on leave and license basis subject to the licensee filing an affidavit in the Court agreeing to be bound by the result of the suit.

5. The Notice of Motion is accordingly disposed of.